

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: gallery_11879_42_1529.jpg

Other Known Title: Not Stated

Format: Computer Image File Printout

Director/Author: Not Applicable

Producer/Publisher: Not Applicable

Country of Origin: Not Stated

Language: Not Stated

Applicant: Comptroller of Customs

Distributor: Not Applicable

Classification: Objectionable.

Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 16 July 2007

Date of direction to issue a label: Not Applicable

OFLC No: 701281

Excisions: Not Applicable

Reasons for excisions:

Not Applicable

**Summary of reasons
for classification:**

The computer image file printout *gallery_11879_42_1529.jpg* is classified as:
Objectionable

The publication is a printout of a computer image file that contains a naked depiction of a boy whose appearance suggests that he is 14-16 years old. The boy is posed in an overtly sexual manner making a sexual reading of the image unavoidable. By presenting a sexualised image of a boy who appears to be in his mid teenage years, the publication encourages a sexual interest in young persons. It also advances the idea that young persons are ready for adult forms of sexual activity.

The classification of this publication interferes with the freedom of expression, as set out in section 14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention that publications falling under section 3(2) of the Films, Videos, and Publications Classification Act 1993 are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of young persons for sexual purposes.